

UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Satoru TOMARU *et al.*

Application No. 09/272,303

Confirmation No. 5475

Filed: March 19, 1999

For: METHOD FOR PRODUCING A MULTI-MODE OPTICAL WAVEGUIDE

Art Unit: 1756

Examiner: Mr. Martin J. Angebrannndt

Atty. Docket No: 32307-147486

Customer No:

26694

PATENT TRADEMARK OFFICE

RECEIVED
NOV 05 2003
TC 1700

RECEIVED
OCT 29 2003
TECHNOLOGY CENTER 1700

HAND-DELIVERY OF SEPTEMBER 26, 2003 AMENDMENT (WITH PETITION FOR EXTENSION OF TIME – PLUS FEE); DECLARATION; AND REQUEST FOR CONTINUED EXAMINATION OF AUGUST 19, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is being submitted in response to the initial phone call of Ms. Kathy Sias (703/308-6058) to Mr. Michael Sartori on October 21, 2003, relating to the subject application.

A Request For Continued Examination (RCE) was filed in this case on August 19, 2003 (with a request for a two-month suspension of action). Subsequently, on September 26, 2003, an Amendment (also with a two-month extension and applicable fee) was filed. As presently understood, the September 26, 2003 papers have not yet reached the Patent and Trademark Office's file for this case.

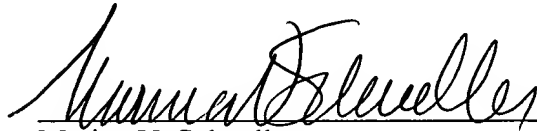
Application No. 10/415,827
Applicants: Jaya Sivaswami TYAGI *et al.*

Accordingly, enclosed are copies of the Patent and Trademark Office date-stamped transmittal sheet, indicating receipt of the \$410 fee, the Amendment, and request for extension of time.

If appropriate, the Examiner is requested to consider the Request For Continued Examination (RCE) filed on August 19, 2003. Reconsideration of the outstanding Office Action and an early allowance of the application are respectfully solicited.

Respectfully submitted,

Dated: October 29, 2003


Marina V. Schneller
Registration No. 26,032

VENABLE, LLP
Post Office Box 34385
Washington, D.C. 20043-9998
Telephone : (202) 344-4000
Direct Dial : (202) 344-4062
Telefax : (202) 344-8300

MVS/SJB
#495097

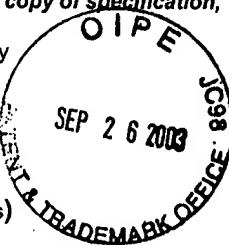
115459

Venable Filing
Numberney/LAA: ~~W/S/SJB~~
PTO Du Date: SEPTEMBER 26, 2003
Dat Filed: SEPTEMBER 26, 2003TM Official
Gazett Date: N/AAtty. Docket No: 32307-147486 (MVS)Re: METHOD FOR PRODUCING A MULTI-MODE
OPTICAL WAVEGUIDE - Satoru TOMARU et al.Application No: 09/272,303Filing Date: MARCH 19, 1998

The following items were received from Venable, Washington, D.C., by the U.S. Patent & Trademark Office:

U.S. PTO FEES ENCLOSED

- ☐ Transmittal Letter
- ☐ Fee Transmittal Letter
- ☐ New U.S. Utility Application (pages of specification/claims)
- ☐ Formal Drawings (sheets, Figs.)
- ☒ **DECLARATION UNDER 37 C.F.R. § 1.132**
- ☐ U.S. National Stage Application of PCT Application
- ☐ Translation of International Application
- ☐ New U.S. TM Application (specimens)
- ☐ Rule 53(d) Continued Prosecution Application
- ☐ Substitute Specification
- ☐ Rule 53(b) Continuation or Divisional Application (*attach copy of specification, claims, drawings & declaration*)
- ☐ Priority Document-Cert. Copy of Appin.#: ; Country
- ☐ Date Filed:
- ☐ RCE
- ☐ Request for Reconsideration
- ☐ Application Data Sheet
- ☐ Assignment w/Cover Sheet
- ☐ IDS w/ PTO SB/08 a/k/a PTO Form-1449 (References)
- ☐ Response
- ☒ **AMENDMENT**
- ☒ **PETITION/REQUEST FOR EXTENSION OF TIME (Two-Months)**
- ☐ Notice of Appeal
- ☐ Appeal Brief (*in triplicate*)
- ☐ ☐ Reply Brief (*in triplicate*) ☐ Request for Oral Hearing
- ☐ Confirmation of Hearing Petition
- ☐ Issue Fee Transmittal
- ☐ Certificate of Correction
- ☐ Maintenance Fee Transmittal
- ☐ Power of Attorney
- ☐ Response to Notice to File Missing Parts
- ☐ Response to Notice to File Missing Requirements
- ☐ Response to Restriction Requirement
- ☐ Petition to Revive
- ☐ Sequence Listing - CDR Enclosed? ☐ Yes ☐ No
- ☐ Status Inquiry
- ☐ Request for Non-Publication
- ☐ Request to Rescind Non-Publication Request
- ☐ Terminal Disclaimer
- ☐ Notice of Opposition (*Please list all documents in Other section*)
- ☐ Amendment to Alleged Use



- Filing Fee
- Surcharge Fee
- Additional Claim Fee
- Recordation/Indexing Fee
- IDS Fee
- \$410.00 Extension Fee (2-months)
- Notice of Appeal Fee
- Brief on Appeal Fee
- Oral Hearing Request Fee
- Petition Fee
- Issue Fee
- Publication Fee
- Maintenance Fee
- TM Statement of Use
- 8 Affidavit Fee
- 8 and 15 Affidavit
- TM Renewal Application Fee
- Notice of Opposition Fee
- TM Extension of Time Fee

\$410.00 Total Fees Paid

Check Number 600539 Attached

Charge Deposit Account No. 22-0261*

☐ Yes ☐ No

*If the Deposit Account was used, was a copy of this form sent to Accounting?

RECEIVED
NOV 05 2003
TC 1700RECEIVED
OCT 29 2003
TECHNOLOGY CENTER 1100

114840

Venable Filing Number

Atty. Docket No: 32307-147486 (MVS)

Re: METHOD FOR PRODUCING A MULTI-MODE
OPTICAL WAVEGUIDE - Satoru TOMARU et al.

Application No: 09/272,303

Patent No.:

Trademark:

Attorney/LAA

MVS:MAS/SJB

PTO Due Date: AUGUST 19, 2003

Date Filed: AUGUST 19, 2003

TM Official Gazette Date: N/A

Filing Date: March 19, 1999

Issue Date:

Trademark

Reg. No:

The following items were received from Venable, Washington, D.C., by the U.S. Patent & Trademark Office:

U.S. PTO FEES ENCLOSED

\$ 750.00 Filing Fee

\$ 130.00 Surcharge Fee

Additional Claim Fee

Recordation/Indexing Fee

IDS Fee

Extension Fee

Notice of Appeal Fee

Brief on Appeal Fee

Oral Hearing Request Fee

Petition Fee

Issue Fee

Publication Fee

Maintenance Fee

TM Statement of Use

8 Affidavit Fee

8 and 15 Affidavit

TM Renewal Application Fee

Notice of Opposition Fee

TM Extension of Time Fee

\$ 880.00 Total Fees Paid

Check Number 600184 Attached
Charge Deposit Account No. 22-0261*
☐ Yes ☐ No

☐ Transmittal Letter

FEE TRANSMITTAL LETTER

☒ New U.S. Utility Application (pages of specification/claims)

☐ Formal Drawings (sheets, Figs.)

☐ Invention Declaration

☐ U.S. National Stage Application of PCT Application

☐ Translation of International Application

☐ New U.S. TM Application (specimens)

☐ Rule 53(d) Continued Prosecution Application

☐ Substitute Specification

☐ Rule 53(b) Continuation or Divisional Application (attach copy of specification, claims, drawings & declaration)

☐ Priority Document-Cert. Copy of Appln.#: ; Country

☐ Date Filed:

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37

CFR 1.114 (including a request to suspend action for 2 months)

☐ Request for Reconsideration

☐ Application Data Sheet

☐ Assignment w/Cover Sheet

☐ IDS w/ PTO SB/08 a/k/a PTO Form-1449 (References)

☐ Response

☐ Amendment ☐ Preliminary Amendment

☐ Petition/Request for Extension of Time (one mo. ext.)

☐ Notice of Appeal

☐ Appeal Brief (in triplicate)

☐ Reply Brief (in triplicate) ☐ Request for Oral Hearing

☐ Confirmation of Hearing Petition

☐ Issue Fee Transmittal

☐ Certificate of Correction

☐ Maintenance Fee Transmittal

☐ Power of Attorney

☐ Response to Notice to File Missing Parts

☐ Response to Notice to File Missing Requirements

☐ Response to Restriction Requirement

☐ Petition to Revive

☐ Sequence Listing - CDR Enclosed? ☐ Yes ☐ No

☐ Status Inquiry

☐ Request for Non-Publication

☐ Request to Rescind Non-Publication Request

☐ Terminal Disclaimer

☐ Notice of Opposition (Please list all documents in Other section)

☐ Amendment to Alleged Use

*If the Deposit Account was used, was a copy of this form sent to Accounting?

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 880.00)

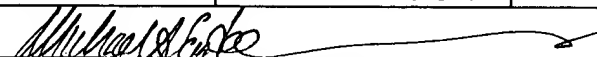
Complete if Known

Application Number	09/272,303
Filing Date	March 19, 1999
First Named Inventor	Satoru TOMARU
Examiner Name	Martin J. Angebranndt
Group / Art Unit	1756
Attorney Docket No.	32307-147486

RECEIVED
Nov 05 2003
TC 1700

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money <input type="checkbox"/> Other <input type="checkbox"/> None <input type="checkbox"/> Deposit Account: Deposit Account Number: 22-0261 Deposit Account Name: VENABLE ATTORNEYS AT LAW The Commissioner is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input type="checkbox"/> Charge any additional fee(s) under 1.16 or 1.17 during pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		3. ADDITIONAL FEES Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description Fee Paid 1051 130 2051 65 Surcharge - late filing fee or oath 1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet. 1053 130 1053 130 Non-English specification 1812 2,520 1812 2,520 For filing request for ex parte reexam 1804 920* 1804 920* Requesting publication of SIR prior to Examiner action 1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action 1251 110 2251 55 Extension for reply within first month 1252 410 2252 205 Extension for reply within second month 1253 930 2253 465 Extension for reply within third month 1254 1,450 2254 725 Extension for reply within fourth month 1255 1,970 2255 985 Extension for reply within fifth month 1401 320 2401 160 Notice of Appeal 1402 320 2402 160 Filing a brief in support of an appeal 1403 280 2403 140 Request for oral hearing 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive - unavoidable 1453 1,300 2453 650 Petition to revive - unintentional 1501 1,300 2501 650 Utility issue fee (or reissue) 1502 470 2502 235 Design issue fee 1503 630 2503 315 Plant issue fee 1460 130 2460 130 Petitions to the Commissioner 1807 50 1807 50 Processing fee under 37 CFR 1.17 (q) 1806 180 1806 180 Submission of Information Disclosure Stmt 8021 40 8021 40 Recording each patent assignment per property (times number of properties) 1809 750 2809 375 Filing a submission after final rejection (37 CFR § 1.129(a)) 1810 750 2810 375 For each additional invention to be examined (37 CFR § 1.129(b)) 1801 750 2801 375 Request for Continued Examination (RCE) \$750 1802 900 1802 900 Request for expedited examination of a design application Other fee (specify) Processing Fee (37 C.F.R. § 1.17(i)) \$130 *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$880.00)	
1. BASIC FILING FEE Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description Fee Paid 1001 750 2001 375 Utility filing fee 1002 330 2002 165 Design filing fee 1003 520 2003 260 Plant filing fee 1004 750 2004 375 Reissue filing fee 1005 160 2005 80 Provisional filing fee SUBTOTAL (1) (\$0)			
2. EXTRA CLAIM FEES Total Claims - ** = 0 X Fee from below = Fee Paid 0 Independent Claims - ** = 0 X Fee from below = Fee Paid 0 Multiple Dependent Claims X Fee from below = Fee Paid 0 Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description 1202 18 2202 9 Claims in excess of 20 1201 84 2201 42 Independent claims in excess of 3 1203 280 2203 140 Multiple dependent claim, if not paid 1204 84 2204 42 ** Reissue independent claims over original patent 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$0)			

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY		Complete (if applicable)			
Name (Print/Type)	Michael A. Sartori, Ph.D.	Registration No. Attorney/Agent	41,289	Telephone	(202) 962-4004
Signature		Date	August 19, 2003		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
SEND TO: Commissioner for Patents, Washington, DC 20231.VENABLE
ATTORNEYS AT LAW

PC Docs No. 478964